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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/612,806
Filed : July 2, 2003
Applicants : Allon G. Englman
Larry J. Pacey
Joel R. Jaffe
Title : Gaming Machine Having Multiple Level Progressive Feature With Player Controlled Outcome
TC/A.U. : 3713
Examiner : Not Assigned
Docket No. : 47079-00208USPT
Customer No. : 30223

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 24, 2004.

Signature: Janet L. Newmaker
Janet L. Newmaker

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 AND 1.98

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Second Information Disclosure Statement be entered, and the references listed on enclosed Form PTO-1449 be considered by the Examiner and made of record. In accordance with the waiver of 37 C.F.R. § 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and publication for all U.S. national patent applications filed after June 30, 2003, only copies of the foreign references and other documents are enclosed.

In accordance with 37 C.F.R. §§ 1.97(g) and (h), this Second Information Disclosure Statement is not to be construed as a representation that a search has been made, or an admission

that the information disclosed is, or is considered to be, prior art with respect to the present application or material to patentability, as defined in 37 C.F.R. § 1.56.

This Second Information Disclosure Statement is being filed prior to receipt of a first Office Action reflecting an examination on the merits and, hence, is believed to be timely in accordance with 37 C.F.R. § 1.97(b). Accordingly, no fee is believed to be due. Should any fee be deemed necessary (except payment of the issue fee), however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 10-0447 (47079-00208USPT). A duplicate copy of this Statement is enclosed for that purpose.

Respectfully submitted,



Date: May 24, 2004

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Attorney for Applicants

| Form PTO-1449 (modified) LIST OF ART CITED BY APPLICANT  Sheet 1 of 4 | | | | Application No.: 10/612,806 Filing Date: July 2, 2003 First Named Inventor: Alton G. Englman Group Art Unit: 3713 Examiner: Not Assigned Attorney Docket No.: 47079-00208USPT | | | |
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***Examiner:** Initial if citations considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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|---------------------------------------|------|-----------------|-----------------------|-------------------|-------|-----------|------------------------------|
| LIST OF ART CITED BY APPLICANT | | | Filing Date: | July 2, 2003 | | | |
| | | | First Named Inventor: | Allon G. Englman | | | |
| | | | Group Art Unit: | 3713 | | | |
| | | | Examiner: | Not Assigned | | | |
| Sheet 2 of 4 | | | Attorney Docket No.: | 47079-00208USPT | | | |
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| Sheet 3 of 4 | | | Examiner: | Not Assigned | | | |
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| Sheet 4 of 4 | | | | | | | |
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